

**NHSLC - DIVISION OF ENFORCEMENT – AGENDA**  
**FOR WEDNESDAY, MAY 12, 2010**

**1. SUSPENSIONS:**

- a. Action Pending:  
  
None
- b. Licensees Suspended For Non-Payment of Fines:  
  
None
- c. Licensees Suspended For Non-Compliance of RSA 178:2 (Mandatory training within 45 calendar days of the issuance of liquor license):  
  
None

**2. HEARINGS:**

None

**3. WARNING LETTERS/FINES/SUSPENSIONS:**

- a. Bouchaine Vineyards, 1075 Buchli Station, Napa, CA.  
Direct Shipper Permit #8017033.  
Licensed pursuant to RSA 178:27.  
Cited for violation of RSA 178:27, V – failed to file a Direct Shipper Report by the 10th of the following month.  
Date of violation: March 25, 2010.  
Case #: 10-176-OFF.  
Recommendation: \$100 Administrative fine suspended twelve (12) months pending no like violation.
- b. Four Quarters, 190 Walker Lane, Artemas, PA.  
Direct Shipper Permit #8149533.  
Licensed pursuant to RSA 178:27.  
Cited for violation of RSA 178:27, V – failed to file a Direct Shipper Report by the 10th of the following month.  
Date of violation: March 25, 2010.  
Case #: 10-186-OFF.  
Recommendation: \$100 Administrative fine suspended twelve (12) months pending no like violation.
- c. East Buffet, 93 Pleasant Street, Claremont, NH.  
Restaurant On-Premise Cocktail Lounge License #1350003.  
Licensed pursuant to RSA 178:22.  
Cited for violation of RSA 179:5, I – served or sold alcoholic beverage to an underage person.  
Date of violation: March 27, 2010.  
Case #: 10-201-OFF.  
Recommendation: A \$500 administrative fine suspended for twelve (12) months pending no like violation, four (4) points shall be assessed to the liquor license, the license to sell alcohol shall be suspended for three (3) days and held in abeyance for twelve (12) months pending no like violation, and mandatory attendance at a Total Education in Alcohol Management (TEAM) seminar within thirty (30) days of adjudication for all servers and doormen.

- d. Prince Michel Vineyard, 154 Winery Lane, Leon, VA.  
Direct Shipper Permit #8057533.  
Licensed pursuant to RSA 178:27.  
Cited for violation of RSA 178:27, V – failed to file a Direct Shipper Report by the 10th of the following month.  
Date of violation: February 22, 2010.  
Case #: 10-113-OF.  
Recommendation: \$100 Administrative fine suspended twelve (12) months pending no like violation.

**4. NON-CONTESTED TITLE XIII VIOLATION FINES PAID IN FULL:**

- a. Alpine Road Winery, 230 Family Farm Road, Woodside, CA.  
Direct Shipper Permit #8086733.  
Licensed pursuant to RSA 178:27.  
Cited for violation of RSA 178:27, V – failed to file a Direct Shipper Report by the 10th of the following month.  
Date of violation: March 25, 2010.  
Case #: 10-180-OF.  
\$100 ADMINISTRATIVE FINE PAID.
- b. Beijing Cuisine, 2650 Brown Avenue, Manchester, NH.  
Restaurant On-Premise Cocktail Lounge License #1015103.  
Licensed pursuant to RSA 178:22.  
Cited for violation of RSA 179:51 – failed to maintain an orderly premise.  
Date of violation: February 11, 2010.  
Case #: 10-130-OF.  
\$250 ADMINISTRATIVE FINE PAID.
- c. Bellavance Beverages, 120 Northwest Blvd., Nashua, NH.  
Wholesale Distributor License #280920.  
Licensed pursuant to RSA 178:16.  
Cited for violation of RSA 179:13, I – failed to report an overdue account.  
Date of violation: October 24, 2009.  
Case #: 10-202-OF.  
\$250 ADMINISTRATIVE FINE PAID.
- d. Breakfast Hill Golf Club, NH.  
Golf Facility License #6004405.  
Licensed pursuant to RSA 178:22, V(j).  
Cited for violation of RSA 179:32, II – purchased beer from other than a holder of a wholesaler distributor license.  
Date of violation: April 24, 2010.  
Case #: 10-232-OF.  
\$250 ADMINISTRATIVE FINE PAID.
- e. Chichester Country Store, 257 Main Street, Chichester, NH.  
Combination License #3242047.  
Licensed pursuant to RSA 178:18.  
Cited for violation of Liq. 704.01 – failed to renew liquor license thirty (30) days prior to expiration.  
Date of violation: April 6, 2010.  
Case #: 10-207-OF.  
\$100 ADMINISTRATIVE FINE PAID.

- f. Concord Lodge 12210 BPOE, PO Box 2278, Concord, NH.  
Social Club License #8901.  
Licensed pursuant to RSA 178:22, V(h).  
Cited for violation of RSA 178:22, V(h)(1) – failed to file club financial report by the 15<sup>th</sup> of the following month.  
Date of violation: March 2, 2010.  
Case #: 10-141-OF.  
\$100 ADMINISTRATIVE FINE PAID.
- g. New Happy Garden Restaurant, 47 Hamel Drive, Manchester, NH.  
Restaurant On-Premise Beverage/Wine/Liquor License #1224203.  
Licensed pursuant to RSA 178:21.  
Cited for violation of RSA 179:32, II – purchased beer from other than a holder of a wholesaler distributor license.  
Date of violation: April 11, 2010.  
Case #: 10-218-OF.  
\$250 ADMINISTRATIVE FINE PAID.
- h. Newmarket Eagles, 53 Main Street, Newmarket, NH.  
Social Club License #12201.  
Licensed pursuant to RSA 178:22, V(h).  
Cited for violation of RSA 178:22, V(h)(1) – failed to file club financial report by the 15<sup>th</sup> of the following month.  
Date of violation: March 29, 2010.  
Case #: 10-190-OF.  
\$100 ADMINISTRATIVE FINE PAID.
- i. Paulie's Neighborhood Butcher, 38 Crystal Avenue, Derry, NH.  
Combination License #3236747.  
Licensed pursuant to RSA 178:18.  
Cited for violation of Liq. 704.01 – failed to renew liquor license thirty (30) days prior to expiration.  
Date of violation: April 12, 2010.  
Case #: 10-175-OF.  
\$100 ADMINISTRATIVE FINE PAID.
- j. Peach Street Distillers, 1445 Kluge Avenue #2, Palisade, CO.  
Direct Shipper Permit #8162633.  
Licensed pursuant to RSA 178:27.  
Cited for violation of RSA 178:27, V – failed to file a Direct Shipper Report by the 10<sup>th</sup> of the following month.  
Date of violation: February 22, 2010.  
Case #: 10-125-OF.  
\$100 ADMINISTRATIVE FINE PAID.
- k. Pimentos Restaurant & Lounge, 69 Water Street, Exeter, NH.  
Restaurant Beverage and Wine License #1358603.  
Licensed pursuant to RSA 178:20.  
Cited for violation of Liq. 704.01 – failed to renew liquor license thirty (30) days prior to expiration.  
Date of violation: April 27, 2010.  
Case #: 10-205-OF.  
\$100 ADMINISTRATIVE FINE PAID.

- I. 7-Eleven, 2039 White Mountain Highway, North Conway, NH.  
Combination License #3237047.  
Licensed pursuant to RSA 178:18.  
Cited for violation of Liq. 704.01 – failed to renew liquor license thirty (30) days prior to expiration.  
Date of violation: March 2, 2010.  
Case #: 10-137-OF.  
\$100 ADMINISTRATIVE FINE PAID.
  
- m. Van der Heyden Vineyard Winery, 4057 Silverado Trail, Napa, CA.  
Direct Shipper Permit #8035533.  
Licensed pursuant to RSA 178:27.  
Cited for violation of RSA 178:27, V – failed to file a Direct Shipper Report by the 10th of the following month.  
Date of violation: March 25, 2010.  
Case #: 10-177-OF.  
\$100 ADMINISTRATIVE FINE PAID.
  
- n. Wooden Ships, Inc., 300 Park Avenue, Garden City Park, NY.  
Direct Shipper Permit #8127333.  
Licensed pursuant to RSA 178:27.  
Cited for violation of RSA 178:27, V – failed to file a Direct Shipper Report by the 10th of the following month.  
Cited for violation of Liq. 1103.01 – failed to pay an 8% fee.  
Date of violations: March 25, 2010.  
Case #: 10-183-OF.  
\$100 ADMINISTRATIVE FINE PAID.

**5. ALCOHOL/TOBACCO COMPLIANCE CHECKS SCHEDULED WITHIN NINETY (90) DAYS:**

Andover, NH;  
Antrim, NH;  
Barrington, NH;  
Bennington, NH;  
Boscawen, NH;  
Bradford, NH;  
Brookline, NH – tobacco;  
Chichester, NH;  
Conway, NH;  
Deering, NH;  
Epsom, NH;  
Farmington, NH;  
Francestown, NH;  
Franklin, NH;  
Greenfield, NH;  
Greenville, NH;  
Hancock, NH;  
Henniker, NH;  
Hill, NH;  
Hillsborough, NH;  
Hollis, NH – tobacco;  
Hopkinton, NH;  
Keene, NH;  
Litchfield, NH;  
Loudon, NH;  
Lyndeborough, NH;  
Manchester, NH;

Mason, NH;  
Merrimack, NH;  
Middleton, NH;  
Milford, NH;  
Milton, NH;  
Mont Vernon, NH;  
New Boston, NH;  
New Ipswich, NH;  
Newbury, NH;  
Northwood, NH;  
Peterborough, NH;  
Pittsfield, NH;  
Rochester, NH;  
Salisbury, NH;  
Sharon, NH;  
Sutton, NH;  
Temple, NH;  
Warner, NH;  
Weare, NH;  
Webster, NH;  
Wilmot, NH;  
Wilton, NH;  
Windsor, NH; and  
Wolfeboro, NH.

**6. ALCOHOL COMPLIANCE CHECKS:**

**Hampton:**

- a. Hampton City Farms, 335 Lafayette Road, Hampton, NH.  
Combination License #3114747.  
Licensed pursuant to RSA 178:18.  
Cited for violation of RSA 179:5, I - sold alcoholic beverage to a minor during a compliance check.  
Date of violation: April 15, 2010.  
Case #: 10-230-OF.  
VERBAL WARNING, FOUR (4) POINTS ASSESSED TO THE LIQUOR LICENSE AND MANDATORY ATTENDANCE AT A MANAGEMENT TRAINING SEMINAR FOR A MANAGER WITHIN NINETY (90) DAYS OF THE DATE OF THE VIOLATION.
- b. Rite Aid, 356 Lafayette Road, Hampton, NH.  
Combination License #3095247.  
Licensed pursuant to RSA 178:18.  
Cited for violation of RSA 179:5, I - sold alcoholic beverage to a minor during a compliance check.  
Date of violation: April 15, 2010.  
Case #: 10-230-OF.  
VERBAL WARNING, FOUR (4) POINTS ASSESSED TO THE LIQUOR LICENSE AND MANDATORY ATTENDANCE AT A MANAGEMENT TRAINING SEMINAR FOR A MANAGER WITHIN NINETY (90) DAYS OF THE DATE OF THE VIOLATION.

**7. TOBACCO COMPLIANCE CHECKS:**

None

**8. NEW LICENSES:**

- a. For Tobacco Use Only LLC,  
345 Suncook Valley Road, Unit 2, Chichester, NH 03258.  
To be issued Retail Tobacco License #113317 pursuant to RSA 178:19-a.  
Recommendation: Approval.
- b. MaryJane Hill DBA Wild Goose Country Store,  
77 Main Street, Sunapee, NH 03782.  
To be issued Retail Wine License #3153546 pursuant to RSA 178:19.  
Recommendation: Approval.
- c. Pavan, Inc. DBA A1 Stateline Convenience,  
134 Lafayette Road, Seabrook, NH 03874.  
To be issued Combination Off-Premise Beverage/Wine/Tobacco License #3257747  
pursuant to RSA 178:18.  
Recommendation: Approval.

**9. REQUESTS FOR SOLICITORS/REPRESENTATIVE AND DIRECT SHIPPER APPLICATION:**

- a. LaBatt USA Operating Co. LLC DBA Labatt USA,  
50 Fountain Plaza, Suite 900, Buffalo, NY 14202.  
To be issued Beverage Vendor License #51331 pursuant to RSA 178:15.  
Recommendation: Approval.
- b. Moonlight Meadery LLC,  
4 Sheridan Drive, Londonderry, NH 03053.  
To be issued Wine Manufacturer License #563230 pursuant to RSA 178:8.  
Recommendation: Approval.
- c. Shipyard Brewing Company LLC,  
86 Newbury Street, Portland, ME 04101.  
To be issued Beverage Vendor License #51131 pursuant to RSA 178:15.  
Recommendation: Approval.

**10. REQUESTS FOR CANCELLATION OF PERMITS:**

- a. Evergreen Vineyards, 2803 NE Orchard Avenue, McMinnville, OR.  
Direct Shipper Permit #8103033.  
Licensed pursuant to RSA 178:27.  
Cited for violation of RSA 178:27, V – failed to file a Direct Shipper Report by the 10<sup>th</sup>  
of the following month.  
Date of violation: March 25, 2010.  
Case #: 10-181-OF  
FAILURE TO PAY \$100 ADMINISTRATIVE FINE.
- b. Zepaltas Wines, 2738 Canterbury Drive, Santa Rosa, CA.  
Direct Shipper Permit #8153433.  
Licensed pursuant to RSA 178:27.  
Cited for violation of RSA 178:27, V – failed to file a Direct Shipper Report by the 10<sup>th</sup>  
of the following month.  
Date of violation: February 22, 2010  
Case #: 10-123-OF  
FAILURE TO PAY \$100 ADMINISTRATIVE FINE.

**11. PETITIONS FOR COMMISSION APPROVAL:**

- a. Bahra Restaurant, Inc. DBA Shalimar of North Conway,  
2197 White Mountain Highway, North Conway, NH 03860.  
Restaurant On-Premise Beverage/Wine License #1375003.  
Licensed pursuant to RSA 178:20.  
Requests approval for an outside area, to wit, an outside deck area with a seating capacity of 16 sanctioned off appropriately pursuant to RSA 178:24 and Liq. 404.05.  
Recommendation: Approval.
- b. Bayside Grill & Tavern, Inc.,  
51 Mill Street, Wolfeboro, NH 03894.  
Restaurant On-Premise Cocktail Lounge License #1401903.  
Licensed pursuant to RSA 178:22.  
Requests approval for an outside area, to wit, an outside patio area with a seating capacity of 113 sanctioned off appropriately pursuant to RSA 178:24 and Liq. 404.05.  
Recommendation: Approval.
- c. Crepes Ooh La La LLC,  
2633 White Mountain Highway, North Conway, NH 03860.  
Restaurant On-Premise Beverage/Wine License #1393803.  
Licensed pursuant to RSA 178:20.  
Requests approval for an outside area, to wit, an outside deck area with a seating capacity of 4 sanctioned off appropriately pursuant to RSA 178:24 and Liq. 404.05.  
Recommendation: Approval.
- d. First Chance Convenience LLC,  
18-10 Bridge Street, Unit D, Pelham, NH 03076.  
Combination Off-Premise Beverage/Wine License #3232347.  
Licensed pursuant to RSA 178:18.  
Retail Tobacco License #659217.  
Licensed pursuant to RSA 178:19-a.  
Requests approval for authorization to transfer business location, to wit, to close the current business and transfer the business and supplies from 18-10 Bridge Street, Unit D, Pelham, NH to 18-10 Bridge Street, Unit 1, Pelham, NH pursuant to RSA 178:29, VIII.  
Recommendation: Approval.
- e. Milton Order of Moose 1298 DBA Loyal Order of Moose 1298,  
Route 125, Milton, NH 03851.  
Social Club On Premises Cocktail Lounge License #31401.  
Licensed pursuant to RSA 178:22, V(h).  
Requests approval for authorization to transfer business location, to wit, to close the current business and transfer the business and supplies from Route 125, Milton, NH to 288 White Mountain Highway, Milton, NH pursuant to RSA 178:29, VIII.  
Recommendation: Approval.
- f. Rigione's Galley Restaurant, Inc.,  
405 Union Avenue, Laconia, NH 03246.  
Restaurant On-Premise Cocktail Lounge License #1167303.  
Licensed pursuant to RSA 178:22.  
Requests approval for an outside area, to wit, an outside tented area from June 9, 2010 through June 25, 2010 with a seating capacity of 30 sanctioned off appropriately pursuant to RSA 178:24 and Liq. 404.05.  
Recommendation: Approval.

- g. Scott E. Wheeler DBA Malarkey's Village Café,  
54 Main Street, Antrim, NH 03440.  
Restaurant On-Premise Beverage/Wine License #1402803.  
Licensed pursuant to RSA 178:20.  
Requests approval for an outside area, to wit, an outside deck area with a seating capacity of 12 sanctioned off appropriately pursuant to RSA 178:24 and Liq. 404.05.  
Recommendation: Approval.
- h. Woodman's at Litchfield LLC,  
454 Charles Bancroft Highway, Litchfield, NH 03052.  
Restaurant On-Premise Cocktail Lounge License #1384103.  
Licensed pursuant to RSA 178:22.  
Requests approval for an outside area, to wit, an outside tented patio area from May 1, 2010 to November 1, 2010 with a seating capacity of 120 sanctioned off appropriately pursuant to RSA 178:24 and Liq. 404.05.  
Recommendation: Approval.

**12. COMMISSION DECISIONS PENDING:**

None

**13. COMMISSION DECISIONS AFTER HEARING:**

None

**14. MISCELLANEOUS ITEMS:**

- a. Energy North, Inc.,  
140 Daniel Webster Highway, Merrimack, NH 03054.  
Combination Off-Premise Beverage/Wine License #3232347.  
Licensed pursuant to RSA 178:18.  
Requests approval for a felon exception for Edward Farrell as a person in charge pursuant to RSA 179:23 and Liq. 404.06(c).  
Recommendation: Approval.
- b. Las Olas LLC DBA Las Olas Taqueria,  
30 Portsmouth Avenue, Exeter, NH 03833.  
Restaurant On-Premise Beverage/Wine License #1351203.  
Licensed pursuant to RSA 178:20.  
Requests approval for a Felon Exception for Justin R. Drew as a person in charge pursuant to RSA 179:23 and Liq. 404.06(c).  
Recommendation: Approval.
- c. Stinson Mountain Sports Bar & Grill, 27 Main Street, Rumney, NH.  
Restaurant On-Premise Cocktail Lounge License #1262003.  
Licensed pursuant to RSA 178:22.  
Cited for violation of RSA 179:5, I – sold or served alcoholic beverage to an intoxicated person.  
Cited for violation of RSA 179:50, I - allowed a person to loiter on the premises who was intoxicated or disorderly or who loitered for any illegal purpose.  
Date of violations: July 31, 2009.  
Case #: 09-651-OF.  
HEARING SCHEDULED FOR 4/22/10 WAS POSTPONED;  
**LIQUOR LICENSE WAS SURRENDERED ON MAY 3, 2010.**



15. **EXECUTIVE SESSION ITEMS:**

None